

**PATENT**  
Attorney Docket No.: KNAUTHE-12013

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Gabriele Multhoff  
Serial No.: 10/581,960  
Filed: 06/05/2006  
Entitled: Therapeutic and Diagnostic Anti-Hsp 70 Antibodies

Group No.: Not Assigned  
Examiner: Not Assigned

**RESPONSE TO NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED  
OFFICE (DO/EO/US) MAILED 02/12/2007**

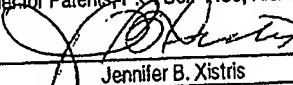
**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**CERTIFICATE OF MAILING UNDER 37 CFR § 1.8(a)(1)(i)(A)**

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: May 14, 2007

By: 

Jennifer B. Xistris

Sir or Madam:

In response to the Notification Of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US) mailed 02/12/2007 (a copy of which is enclosed), applicant(s) submit(s) the following documents:

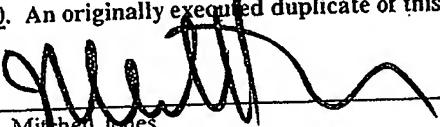
- Executed Declaration or Oath;
- An Assignment document for recording, whereby the subject application and the invention disclosed therein is assigned to: multimmune GmbH; and a Recordation Form Cover Sheet - Patents Only (Form PTO-1595);
- Power Of Attorney By Assignee;
- Request for Extension of Time for filing within the first month;

A check in the amount of \$550.00 is enclosed herewith to cover:

\$65.00 Surcharge for filing missing parts of an application  
\$40.00 Assignment Recordation Fee  
\$60.00 Fee for filing a one-month extension of time  
\$250.00 Additional Claims Fee  
\$135.00 Small Entity Fee

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s), and/or credit any overpayment, to Deposit Account No. 08-1290. An originally executed duplicate of this transmittal is enclosed for this purpose.

Date: May 14, 2007

  
J. Mitchell Jones  
Registration No.44,174  
MEDLEN & CARROLL, LLP  
101 Howard Street, Suite 350  
San Francisco, California 94105  
608/218-6900

YAD



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/581,960	Gabriele Multhoff	KNAUTHE-12013

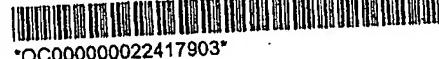
J Mitchell Jones  
 Medlen & Carroll Suite 350  
 101 Howard Street  
 San Francisco, CA 94015



INTERNATIONAL APPLICATION NO.	
PCT/EP04/13854	

I.A. FILING DATE	PRIORITY DATE
12/06/2004	12/05/2003

CONFIRMATION NO. 7046  
 371 FORMALITIES LETTER



\*OC000000022417903\*

Date Mailed: 02/12/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/05/2006
- Copy of the International Search Report filed on 06/05/2006
- Preliminary Amendments filed on 06/05/2006
- Biochemical Sequence Diskette filed on 06/05/2006
- Biochemical Sequence Listing filed on 06/05/2006
- U.S. Basic National Fees filed on 06/05/2006
- Priority Documents filed on 06/05/2006
- Specification filed on 06/05/2006
- Claims filed on 06/05/2006
- Abstracts filed on 06/05/2006
- Drawings filed on 06/05/2006
- Paper nucleotide sequence listings filed on 06/05/2006

*Response due  
4/12/07 ex*

The applicant needs to satisfy supplemental fees problems indicated below.  
 The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$250 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$135 for a Small Entity:

- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$ 250
  - \$250 for 10 total claims over 20.

(A previous payment of \$180 will be applied to the additional fees indicated above.)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/581,960	PCT/EP04/13854	KNAUTHE-12013